IN THE HIGH COURT OF JUDICATURE AT PATNA

Cr.Misc. No.9279 of 2008

NIRBHAY KUMAR SINGH
Versus
STATE OF BIHAR

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4. 28.8.2008 Heard the learned counsel for the petitioner and the State.

The petitioner is apprehending his arrest in connection with Amarpur P.S. Case No.004/2004 for the alleged offences registered under sections 302, 201 and 120B/34 of the Indian Penal Code.

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It is submitted on behalf of the petitioner that the petitioner is not a named accused nor there in any allegation against him in the F.I.R. However, during the course of investigation, the petitioner has been implicated in this case only on the statement of a witness that the petitioner is the younger brother of one Vinay Singh, who is the owner of Gur Mill in question and as such the name of the petitioner has come on suspicion that he was present in the Mill.

The learned APP on perusal of the case diary has submitted that during investigation one of the witnesses has expressed suspicion

that there might be short circuit of electric connection.

Considering the submissions, as noticed above, it is directed that the petitioner above named, in the event of his arrest or surrender in connection with Amarpur P.S. Case No.004/2004, within a period of four weeks from today, be enlarged on bail on furnishing bail bond of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Banka, in connection with the aforesaid case, on the conditions mentioned in sub-section (2) of section 438 of the Code of Criminal Procedure.

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PNM **(Shailesh Kumar Sinha, J.)**